

## **AGENDA**

### **PERSONNEL BOARD MEETING**

**August 12, 2011  
9:30 a.m.**

1. Call to Order  
--Swearing in new Board members – Judge Tommy Chandler and Don Blevins
2. Reading of the Minutes of Regular Meeting held July 8, 2011  
Minutes Signed
3. Executive Director and Secretary's Report  
\*\*\* A. Changes to Grievance Regulation (101 KAR 1:375)
4. Report of the Personnel Cabinet  
\*\*\* A. Changes to Career Opportunities Systems (101 KAR 2:046 and 2:056)  
\*\*\* B. Changes to Employee Performance Evaluation System (101 KAR 2:180)  
\*\*\* C. Changes to Sick Leave Sharing Procedures (101 KAR 2:105)  
\*\*\* D. Changes to Annual Leave Sharing Procedures (101 KAR 2:106)
5. **Oral Arguments**
6. **Motions**
7. **Investigations**
  - A. Request for Investigation of Transportation Cabinet (discussion only)
  - B. Anonymous Request for Investigation of Department of Agriculture
8. **Closed Session**
9. **Open Session**
10. **Cases to be Decided**
  - A. Lemon C. Moore v. Transportation Cabinet (Promotion – appeal sustained)  
**(Deferred from July meeting)**  
--Appellee's Exceptions and Request for Oral Argument  
--Appellant's Response to Exceptions

- B. Laura Penn v. Justice and Public Safety Cabinet (Dismissal – Sustained to the extent of reinstatement with a 10-day suspension)
  - Appellee's Exceptions
  - Appellee's Request for Oral Argument (untimely)
  - Appellant's Response to Exceptions
- C. Betty Runner v. Cabinet for Health and Family Services (Involuntary transfer – appeal dismissed) – 4 appeals
  - Appellant's Exceptions
  - Appellee's Response to Exceptions
  - \*\*\* --Appellant's **Motion** for Clarification
- D. John Wardia v. Justice and Public Safety Cabinet (Resigned, disability discrimination – appeal dismissed)
  - Appellant's Exceptions
- E. Bettina Conard v. Justice and Public Safety Cabinet (2011-016) – (Request for discipline – appeal dismissed)
- F. Danius Jackson v. Justice and Public Safety Cabinet (Harassment – appeal dismissed, no jurisdiction)
- G. William Madden v. Transportation Cabinet (Loss of job duties – appeal dismissed)
- H. Bradley Nethery v. Cabinet for Health and Family Services (Evaluation – appeal dismissed, no jurisdiction)
- I. William Rasinen v. Education and Workforce Development Cabinet (Probationary dismissal, age discrimination – appeal dismissed)
  - Appellant's Exceptions and Request for Oral Argument (returned as untimely)
- J. Kimber Thiebout v. Justice and Public Safety Cabinet (Disability discrimination – appeal dismissed) – 3 appeals
- K. William Thomas v. Public Protection Cabinet (Workstation change – appeal dismissed, untimely)

Show Cause Orders – No Response Filed – Appeals Dismissed

- L. Drake Brewer v. Personnel Cabinet
- M. ~~Jennifer Williamson v. Justice and Public Safety Cabinet~~ Added in Error

11. **Withdrawals**

- A. Richard Chriscinski v. Energy and Environment Cabinet
- B. Mary Goff v. Department of Public Advocacy
- C. Edward Kohout v. Justice and Public Safety Cabinet
- D. Linda Osborne v. Department of Veterans' Affairs
- E. Erin Wright v. Tourism, Arts and Heritage Cabinet

12. **Settlements**

- A. Neil Brown, et al v. Education and Workforce Development Cabinet (14 appeals)
- B. Matthew Finley v. Public Protection Cabinet
- C. Connie Sea v. Education and Workforce Development Cabinet
- \*\*\* D. Orbin Samples v. Justice and Public Safety Cabinet (2 appeals)
- \*\*\* E. James Wren v. Department of Public Advocacy (mediated)

13. **Other**